

HOUSE BILL 1415

By McCormick

AN ACT to amend Tennessee Code Annotated, Title 41,
Chapter 7, relative to the Tennessee Corrections
Institute.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 41-7-109, is amended by deleting subsection (b) in its entirety and by substituting instead the following:

(b) The executive director is authorized to employ such personnel as may reasonably be required in accordance with the statutes and procedures administered by the departments of finance and administration and human resources; provided, an offer of employment is contingent upon the results of a criminal history background check and investigation conducted as follows:

(1) Immediately upon a prospective employee's acceptance of an offer of employment, the executive director or the director's designee, shall submit the prospective employee's name or names to the Tennessee bureau of investigation;

(2) A prospective employee shall supply a fingerprint sample upon request, in the manner requested by the investigating entity; and

(3) The Tennessee bureau of investigation, pursuant to § 38-6-109, shall conduct a criminal history background check and investigation on a prospective employee as soon as practicable after the submission of the prospective employee's name or names by the executive director or the director's designee.

(c) The Tennessee bureau of investigation may contract with the federal bureau of investigation, other law enforcement agencies, or any other legally authorized entity to assist in such criminal history background check and investigation.

(d) The institute shall pay, as an operating expense, the cost of the criminal history background check.

(e) The results of such a criminal history background check shall not be considered a record open to the public, pursuant to title 10, chapter 7, part 5.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.